

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No.	: 10/722,253	Confirmation No.	6064
Applicant	: James Say, et al.	U.S. Patent No.	7,190,988 B2
Filed	: November 24, 2003	Issued	March 13, 2007
TC/A.U.	: 3736		
Examiner	: Navin Natnithithadha		
Docket No.	: TS-02-20		
Customer No.	: 30349		

Title of Invention: ANALYTE MONITORING DEVICE AND METHODS OF USE

\* \* \*

**REQUEST UNDER 37 C.F.R. 1.322 FOR CERTIFICATE OF CORRECTION**

Commissioner for Patents  
Office of Patent Publication  
Attn: CERTIFICATE OF CORRECTION BRANCH  
P.O. Box 1450  
Alexandra, VA 22312-1450

Sir:

Applicant respectfully requests that a Certificate of Correction be issued for U.S. Patent No. 7,190,988 B2 for Patent Office mistake under 37 C.F.R. 1.322.

Applicant requests that the parent application number be corrected so that "10/420,054" will now read --10/420,057--

The exact language as identified in the enclosed form PTO/SB/44 is as follows:

for the Related U.S. Application Data: change "10/420,054" to --10/420,057--  
Col. 1, line 7: change "10/420,054" to --10/420,057--

The correction is based that the correct number in the parent application is **10/420,057** having a number "7" whereas it was incorrectly identified with a number "4" as **10/420,054**.

A review of the facts which qualifies this request under 37 C.F.R. 1.322 is as follows:

November 24, 2003: Patent Application filed, having the incorrect application identified as 10/420,054.

August 13, 2004: Filing Receipt mailed, having the incorrect application identified as 10/420,054.

March 4, 2005: Applicant's undersigned attorney filed Request to Correct Filing Receipt, listing the correct application identified as 10/420,057.

March 14, 2005: Corrected Filing Receipt mailed, having the correct application identified as 10/420,057.

Applicant respectfully requests that any fees for said Certificate of Correction be waived as the mistake was that of Office mistake under 37 C.F.R. 1.322. However, the Commissioner is authorized to charge any deficiencies in fees and credit any overpayment of fees to **Deposit Account No. 50-2019**. **A duplicate page is enclosed.**

Respectfully submitted,  
JACKSON & CO., LLP

/Seong-Kun Oh/

Dated: March 14, 2007

By \_\_\_\_\_

JACKSON & CO., LLP  
6114 La Salle Ave., #507  
Oakland, CA 94611-2802

Seong-Kun Oh  
Reg. No. 48,210  
Attorney for Applicant

Telephone: 510-652-6418, Ext. 82  
Facsimile: 510-652-5691

Customer No.: 30349

A review of the facts which qualifies this request under 37 C.F.R. 1.322 is as follows:

November 24, 2003: Patent Application filed, having the incorrect application identified as 10/420,054.

August 13, 2004: Filing Receipt mailed, having the incorrect application identified as 10/420,054.

March 4, 2005: Applicant's undersigned attorney filed Request to Correct Filing Receipt, listing the correct application identified as 10/420,057.

March 14, 2005: Corrected Filing Receipt mailed, having the correct application identified as 10/420,057.

Applicant respectfully requests that any fees for said Certificate of Correction be waived as the mistake was that of Office mistake under 37 C.F.R. 1.322. However, the Commissioner is authorized to charge any deficiencies in fees and credit any overpayment of fees to **Deposit Account No. 50-2019**. **A duplicate page is enclosed.**

Respectfully submitted,  
JACKSON & CO., LLP

/Seong-Kun Oh/

Dated: March 14, 2007

By \_\_\_\_\_

JACKSON & CO., LLP  
6114 La Salle Ave., #507  
Oakland, CA 94611-2802

Seong-Kun Oh  
Reg. No. 48,210  
Attorney for Applicant

Telephone: 510-652-6418, Ext. 82  
Facsimile: 510-652-5691

Customer No.: 30349

## UNITED STATES PATENT AND TRADEMARK OFFICE CERTIFICATE OF CORRECTION

Page 1 of 1

PATENT NO. : 7,190,988 B2

APPLICATION NO.: 10/722,253

ISSUE DATE : March 13, 2007

INVENTOR(S) : James Say, et al.

It is certified that an error appears or errors appear in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

for the Related U.S. Application Data: change "10/420,054" to --10/420,057--

Col. 1, line 7: change "10/420,054" to --10/420,057--

### MAILING ADDRESS OF SENDER (Please do not use customer number below):

Jackson & Co., LLP  
Attn: Kuni Oh  
6114 La Salle Ave., #507, Oakland, CA 94611-2802

This collection of information is required by 37 CFR 1.322, 1.323, and 1.324. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 1.0 hour to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. **SEND TO: Attention Certificate of Corrections Branch, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

*If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.*

## Privacy Act Statement

The **Privacy Act of 1974 (P.L. 93-579)** requires that you be given certain information in connection with your submission of the attached form related to a patent application or patent. Accordingly, pursuant to the requirements of the Act, please be advised that: (1) the general authority for the collection of this information is 35 U.S.C. 2(b)(2); (2) furnishing of the information solicited is voluntary; and (3) the principal purpose for which the information is used by the U.S. Patent and Trademark Office is to process and/or examine your submission related to a patent application or patent. If you do not furnish the requested information, the U.S. Patent and Trademark Office may not be able to process and/or examine your submission, which may result in termination of proceedings or abandonment of the application or expiration of the patent.

The information provided by you in this form will be subject to the following routine uses:

1. The information on this form will be treated confidentially to the extent allowed under the Freedom of Information Act (5 U.S.C. 552) and the Privacy Act (5 U.S.C. 552a). Records from this system of records may be disclosed to the Department of Justice to determine whether disclosure of these records is required by the Freedom of Information Act.
2. A record from this system of records may be disclosed, as a routine use, in the course of presenting evidence to a court, magistrate, or administrative tribunal, including disclosures to opposing counsel in the course of settlement negotiations.
3. A record in this system of records may be disclosed, as a routine use, to a Member of Congress submitting a request involving an individual, to whom the record pertains, when the individual has requested assistance from the Member with respect to the subject matter of the record.
4. A record in this system of records may be disclosed, as a routine use, to a contractor of the Agency having need for the information in order to perform a contract. Recipients of information shall be required to comply with the requirements of the Privacy Act of 1974, as amended, pursuant to 5 U.S.C. 552a(m).
5. A record related to an International Application filed under the Patent Cooperation Treaty in this system of records may be disclosed, as a routine use, to the International Bureau of the World Intellectual Property Organization, pursuant to the Patent Cooperation Treaty.
6. A record in this system of records may be disclosed, as a routine use, to another federal agency for purposes of National Security review (35 U.S.C. 181) and for review pursuant to the Atomic Energy Act (42 U.S.C. 218(c)).
7. A record from this system of records may be disclosed, as a routine use, to the Administrator, General Services, or his/her designee, during an inspection of records conducted by GSA as part of that agency's responsibility to recommend improvements in records management practices and programs, under authority of 44 U.S.C. 2904 and 2906. Such disclosure shall be made in accordance with the GSA regulations governing inspection of records for this purpose, and any other relevant (*i.e.*, GSA or Commerce) directive. Such disclosure shall not be used to make determinations about individuals.
8. A record from this system of records may be disclosed, as a routine use, to the public after either publication of the application pursuant to 35 U.S.C. 122(b) or issuance of a patent pursuant to 35 U.S.C. 151. Further, a record may be disclosed, subject to the limitations of 37 CFR 1.14, as a routine use, to the public if the record was filed in an application which became abandoned or in which the proceedings were terminated and which application is referenced by either a published application, an application open to public inspection or an issued patent.
9. A record from this system of records may be disclosed, as a routine use, to a Federal, State, or local law enforcement agency, if the USPTO becomes aware of a violation or potential violation of law or regulation.